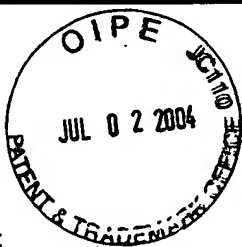


June 28, 2004



In re Application of:

Applicant : David B. Wiley, et al.  
Serial No. : 10/658,075  
Filed : September 9, 2003  
Title : COMPOSITION AND METHOD FOR ENHANCING THE  
BIOAVAILABILITY OF CALCIUM AND MAGNESIUM IN DIETARY  
SUPPLEMENTS AND FOOD ADDITIVES  
Docket : 632898-042  
Art Unit : 1761

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is/are the following paper(s):

- ☒ Power of Attorney.  
☒ No fee is required. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required by this paper, or to credit any overpayment to Deposit Account No. 20-0809.

Respectfully submitted,

By: 

Mark P. Levy  
Reg. No. 27,922  
(937) 443-6949



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Applicant(s) : David B. Wiley et al.  
Serial No. : 10/658,075  
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SUPPLEMENTS AND FOOD ADDITIVES  
Docket No. : 632898-042

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**POWER OF ATTORNEY**

All right, title, and interest in the above-identified patent application has been assigned to **Wiley Organics, Inc.**, from the inventors, David B. Wiley and Thomas A. Dobbins, by the Assignment filed in the above-identified application (a copy of which is attached hereto).

The undersigned, David B. Wiley, as President of Wiley Organics, Inc., has reviewed the evidentiary documents for the above-identified patent application and hereby certifies that to the best of his knowledge and belief, all right, title, and interest in and to the above-identified application is in the name of **Wiley Organics, Inc.**, the party seeking to take this action.

On behalf of Assignee and owner of the above-identified U.S. patent application, by assignment, **Wiley Organics, Inc.** hereby appoints:

Mark P. Levy	Reg. No. 27,922
Theodore D. Lienesch	Reg. No. 28,235
Douglas E. Erickson	Reg. No. 29,530
Michael A. Forhan	Reg. No. 46,706
Michael J. Nieberding	Reg. No. 39,316
Steven J. Elleman	Reg. No. 41,733
John F. Kane	Reg. No. 44,815
Rose Ann Dabek	Reg. No. 28,064
Jeffrey C. Metzcar	Reg. No. 52,027
Victor J. Wasylina	Reg. No. 52,345
Rodney M. Young	Reg. No. 40,882

**Power of Attorney**

Serial No. 10/658,075

Page 2 of 2

as its attorneys with full power of substitution and revocation, to transact all business in the U.S. Patent and Trademark Office connected therewith.

Address all correspondence and telephone calls to:

Mark P. Levy, Esq.  
Thompson Hine, LLP  
2000 Courthouse Plaza NE  
10 W. Second Street  
Dayton, Ohio 45402-1758  
Telephone: (937) 443-6949  
Facsimile: (937) 443-6635

I, **David B. Wiley**, declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that the statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

WILEY ORGANICS, INC.

Date: 6/16/04

By: 

David B. Wiley  
President

333312

### ASSIGNMENT

WHEREAS, **David B. Wiley**, of the City of **Warsaw**, County of **Coshocton** and State of **Ohio** and **Thomas A. Dobbins**, of the City of **Howard**, County of **Knox** and State of **Ohio** invented certain new and useful **COMPOSITION AND METHOD FOR ENHANCING THE BIOAVAILABILITY OF CALCIUM AND MAGNESIUM IN DIETARY SUPPLEMENTS AND FOOD ADDITIVES** (Docket No.632898-042) for which I/we executed an application for letters patent of the United States;

AND WHEREAS, **Wiley Organics, Inc.**, a corporation of the State of **Ohio**, with a place of business at **1245 South Sixth Street, P.O. Box 640, Coshocton, Ohio 43812**, hereinafter called the Assignee, is desirous of acquiring the entire right, title and interest in and to said application and the inventions therein disclosed and any letters patent that may issue thereon;


NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt whereof is hereby acknowledged, I/we hereby sell, assign and transfer unto said Assignee, its successors and assigns, the entire right, title and interest in and to said application, any application claiming priority therefrom, any non-provisionals, divisions or continuations thereof, and the inventions therein disclosed, and any improvements thereon, and any patent or patents that may be issued or reissued thereon, and I/we hereby authorize and request the Commissioner of Patents and Trademarks to issue any letters patent thereon, and reissues thereof, to said Assignee, its successors and assigns; and I/we hereby authorize said Assignee, its successors and assigns, to file in its own name applications for patent in foreign countries in connection with the inventions hereby transferred, under the International Convention claiming the priority of said United States application or otherwise, and to secure in its own name the patent or patents issued thereon; and I/we hereby agree that, upon request, I/we will sign all papers, and make all rightful oaths, and do all acts which said Assignee, its successors or assigns, may consider necessary in connection with said United States application, and in connection with any other United States or foreign applications that may be filed in connection with said inventions, and with any improvements thereon, and in connection with any patents issued or reissued thereon.

**Assignment**

Serial No. 10/658,075

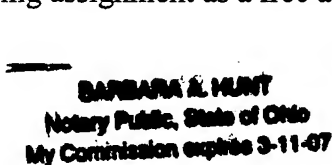
Page 2 of 2

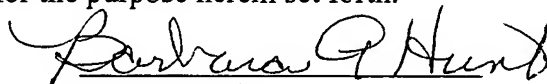
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 16<sup>th</sup>  
day of June, 2004.

  
David B. Wiley

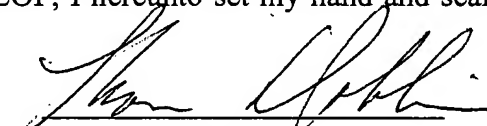
STATE OF Ohio )  
COUNTY OF Coshocton ) ss

On this 16<sup>th</sup> day of JUNE, 200~~3~~<sup>4</sup>, before me a Notary  
Public in and for the above County and State, personally appeared the above named  
**David B. Wiley**, personally known to me, and acknowledged the execution of the  
foregoing assignment as a free act and deed for the purpose herein set forth.

  
**BARBARA A. HUNT**  
Notary Public, State of Ohio  
My Commission expires 3-11-07

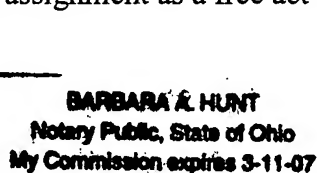
  
Notary Public

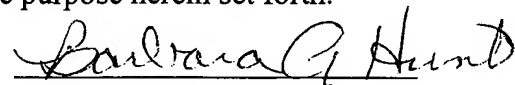
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this \_\_\_\_  
day of June 16<sup>th</sup>, 2004.

  
Thomas A. Dobbins

STATE OF Ohio )  
COUNTY OF Coshocton ) ss

On this 16<sup>th</sup> day of JUNE, 200~~3~~<sup>4</sup>, before me a Notary  
Public in and for the above County and State, personally appeared the above named  
**Thomas A. Dobbins**, personally known to me, and acknowledged the execution of the  
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**BARBARA A. HUNT**  
Notary Public, State of Ohio  
My Commission expires 3-11-07

  
Notary Public